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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

11 FRANCISCA MORALEZ,) No. 3:17-cv-05870-EMC
12 Plaintiff,)
13 vs.)
14 DARBRI CORPORATION dba MARKUS) **STIPULATED REQUEST TO EXTEND**
15 SUPPLY ACE HARDWARE, et al.,) **DEADLINE TO CONDUCT MEDIATION**
16 Defendants.) **REQUIRED BY GENERAL ORDER 56;**
17) **[PROPOSED] ORDER**
18)
19)

Plaintiff, Francisca Moralez (“Plaintiff”), and Defendants, Darbri Corporation dba Markus Supply Ace Hardware, Cardanal Partners L.L.C., Sharon J. Gordon, Daniel W. Altwarg, and Carol Altwarg (collectively “Defendants,” and together with Plaintiff, “the Parties”), hereby stipulate as follows:

24 1. This matter arises out of Plaintiff's claim that she visited property owned and/or
25 operated by Defendants and encountered conditions which prevented her full and equal access
26 thereto as a result of her disabilities. Plaintiff alleges that Defendant violated Title III of the
27 Americans with Disabilities Act and related California law. This matter therefore proceeds
28 under this District's General Order 56 and related Scheduling Order.

STIPULATION FOR EXTENSION OF TIME

1 2. The Parties timely conducted the required joint site inspection of the subject
2 property and met and conferred on January 24, 2018. When a settlement was not reached,
3 Plaintiff filed a Notice of Need for Mediation on March 7, 2018 (Dkt. 18). On March 13, 2018,
4 the Court appointed mediator Kari Levine (“the Mediator”) (Dkt. 19).

5 3. Although not set forth in the Scheduling Order (Doc. 4), General Order 56
6 requires that the mediation take place “in no event later than 90 days from the Date the Notice
7 of Need for Mediation is filed, unless otherwise ordered by the assigned judge.” General Order
8 56, ¶ 7. Because the Notice of Need for Mediation was filed on March 7, 2018, the last date by
9 which the mediation can take place without an Order of the Court is June 5, 2018.

10 4. The Parties and the mediator were unable to agree upon a date and time that was
11 amenable to the Parties, their counsel, and the Mediator before June 5, 2018. However, the
12 Parties, their counsel, and the Mediator have now agreed that the mediation will take place on
13 July 17, 2018 at 11:00 a.m.

14 5. Therefore, subject to Court approval, the Parties request that the last date for the
15 mediation required by General Order 56 be continued from June 5, 2018 to July 17, 2018.

16 **IT IS SO STIPULATED.**

18 Dated: April 20, 2018

MISSION LAW FIRM, A.P.C.

20 */s/ Tanya E. Moore*

21 Tanya E. Moore
22 Attorney for Plaintiff,
Francisca Moralez

23 Dated: April 20, 2018

LEADER-PICONE & YOUNG, LLP

25 */s/ Malcolm Leader-Picone*

26 Malcolm Leader-Picone
27 Attorneys for Defendants,
Darbri Corporation dba Markus Supply
28 Ace Hardware, Cardanal Partners L.L.C.,
Sharon J. Gordon, Daniel W. Altwarg,
and Carol Altwarg

ATTESTATION

Concurrence in the filing of this document has been obtained from each of the individual(s) whose electronic signature is attributed above.

/s/ Tanya E. Moore

Tanya E. Moore

Attorney for Plaintiff,

Francisca Moralez

[PROPOSED] ORDER

The Parties having so stipulated, and good cause appearing,

IT IS HEREBY ORDERED that the last date by which the mediation mandated by

General Order 56 must be completed is continued from June 5, 2018 to July 17, 2018.

IT IS SO ORDERED. CMC is reset from 5/31/18 to 8/2/18 at 9:30 a.m. A joint CMC statement shall be filed by 7/26/18.

4/23/18

~~United States Magistrate Judge~~

